

AMENDED

Serial No.

5 6673

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 15 1991
 Returned to applicant for correction DEC 24 1991
 Corrected application filed FEB 21 1992 Map filed FEB 21 1992 under 2964

The applicant Lands of Sierra, Inc.
294 East Moana, Suite 18, PO Box 30037 of Reno
Street and No. or P.O. Box No. City or Town
Nevada 89520-0037 hereby make S. application for permission to change the
State and Zip Code No.
Place of use of a portion
Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under Permit 2964 (12 Mile)
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

- The source of water is Thousand Springs Creek & tributaries (Twenty Three Mile Reservoir)
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 1,286.0 acre-feet (no diversion rate given in permit) (See Remarks)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15, T. 42 N., R. 67 E., MDM,
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
as shown on application and supporting map. No tie (bearing and distance) given.
Twenty-Three Mile Dam. Refer to Permit 2964 map, Sheet 1, filed June 23, 1915.
- The existing permitted point of diversion is located within NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15, T. 42 N., R. 67 E.,
If point of diversion is not changed, do not answer.
MDM, as shown on application and supporting map. No tie (bearing and distance)
given. Twenty-Three Mile Dam. Refer to Permit 2964 map, Sheet 1, filed June 23,
1915.
- Proposed place of use See attached sheet
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use See attached sheet
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from May 1st to September 30th of each year.
Month and Day Month and Day
- Use was permitted from May 1st to September 30th of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Headgates, dams and ditches
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works \$50,000.00
- Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

In years when the irrigation season begins with a full reservoir or the spring run-off fills the reservoir, additional water flowing into the reservoir is used on the down stream permitted acreage, resulting in a seasonal use of as much as 11,000 acre feet. There are 12.4 acres that have a water right under both Proof 01876 and Permit 2964 which overlap.

Bys/William A. Nisbet
421 Court St., Elko, NV 89801

Compared bk/vjw

Protested _____

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OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second _____

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, _____,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this _____ day of _____,
A.D. 19 _____

State Engineer

Question 7

T. 40 N., R. 69 E., MDM

Section 13: E $\frac{1}{2}$ SE $\frac{1}{4}$; 15.59 ac. SW $\frac{1}{4}$ NE $\frac{1}{4}$; 30.57 ac. SE $\frac{1}{4}$ NE $\frac{1}{4}$;
15.45 ac. NW $\frac{1}{4}$ SE $\frac{1}{4}$; 24.95 ac. SW $\frac{1}{4}$ SE $\frac{1}{4}$;
(166.56 Total Acres)

Section 24: 26.62 ac. SW $\frac{1}{4}$ SW $\frac{1}{4}$; 24.38 ac. SE $\frac{1}{4}$ SW $\frac{1}{4}$;
NE $\frac{1}{4}$ NE $\frac{1}{4}$; 7.47 ac. NW $\frac{1}{4}$ NE $\frac{1}{4}$;
5.45 ac. SW $\frac{1}{4}$ NE $\frac{1}{4}$; 39.26 ac. SE $\frac{1}{4}$ NE $\frac{1}{4}$;
16.94 ac. NE $\frac{1}{4}$ SE $\frac{1}{4}$; 13.2 ac. NW $\frac{1}{4}$ SE $\frac{1}{4}$;
SW $\frac{1}{4}$ SE $\frac{1}{4}$; 37.57 ac. SE $\frac{1}{4}$ SE $\frac{1}{4}$
(250.89 Total Acres)

Section 25: N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$ (480.0 total Acres)

Section 26: S $\frac{1}{2}$; NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$;
30.81 ac. NW $\frac{1}{4}$ NW $\frac{1}{4}$;
(630.81 Total Acres)

Section 27: S $\frac{1}{2}$ (320 Total Acres)

Section 28: SE $\frac{1}{4}$ (160 Total Acres)

T. 40 N.; R. 70 E.; MDM

Section 7: E $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$;
23.05 ac. NW $\frac{1}{4}$ SE $\frac{1}{4}$; 4.53 ac. NE $\frac{1}{4}$ SW $\frac{1}{4}$;
15.25 ac. SE $\frac{1}{4}$ SW $\frac{1}{4}$
(162.83 Total Acres)

Section 8: S $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; (160.0 Total Acres)

Section 9: S $\frac{1}{2}$ S $\frac{1}{2}$ (171.96 Total Acres)

Section 16: N $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$ (120.0 Total Acres)

Section 17: N $\frac{1}{2}$ (320 Total Acres)

Section 18: NE $\frac{1}{4}$; 159.75 ac. SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$;
SE $\frac{1}{4}$ NW $\frac{1}{4}$; 38.62 ac. Lot 2;
(478.37 Total Acres)

Section 19: 159.35 ac. NW $\frac{1}{4}$; 39.64 ac. Lot 3;
39.07 ac. Lot 4;
6.02 ac. SE $\frac{1}{4}$ SW $\frac{1}{4}$; 26.81 ac. NE $\frac{1}{4}$ SW $\frac{1}{4}$;
8.36 ac. SW $\frac{1}{4}$ NE $\frac{1}{4}$; 29.66 ac. NW $\frac{1}{4}$ NE $\frac{1}{4}$
(308.91 Total Acres)

A total of 3,730.33 acres.

AMENDED

#56673

A limit of a total of 2,093.0 acres being transferred within the proposed place of use. The acre-feet would have a limit of 8,906.0 AF.

The above acreage and acre feet account for the duplication under applications 56673 and 56676 only once.

Question 8

SECTION	SUBDIVISION	TOWNSHIP	RANGE	CULTIVATED ACRES
35	SE1/4	42N	68E	46.3
36	SW1/4	42N	68E	51.8
1	NW1/4	41N	68E	39.4
1	NE1/4	41N	68E	46.2
1	SE1/4	41N	68E	0.9
6	NW1/4	41N	69E	5.3
6	SW1/4	41N	69E	71.1
6	SW1/4	41N	69E	14.3
7	NW1/4	41N	69E	19.4
7	NW1/4	41N	69E	1.8
7	NW1/4	41N	69E	4.1
7	NW1/4	41N	69E	8.5
* 7	NW1/4	41N	69E	1.5
* 7	NW1/4	41N	69E	8.1
* 7	NW1/4	41N	69E	2.8

TOTAL ACREAGE = 321.5

* These have a right from both Permit 2964 and Proof 01876.